

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DENNIS MITCHELL,	:	
Petitioner,	:	
	:	
v.	:	CIVIL ACTION
	:	NO. 10-294
	:	
DAVID PITKINS, et al.,	:	
Respondents.	:	

ORDER

AND NOW, this 30th day of April, 2010, upon careful and independent consideration of the petition for a Writ of Habeas Corpus, and after review of the Report and Recommendation of United States Magistrate Judge Carol Sandra Moore Wells (*Doc. No. 7*), to which no objections have been filed, it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED and ADOPTED**;
2. The petition for Writ of Habeas Corpus is **DENIED** without an evidentiary hearing;
3. There is no basis to issue a certificate of appealability; and
4. The Clerk of Court shall **CLOSE** this case for statistical purposes.

IT IS SO ORDERED.

/s/ Paul S. Diamond

Paul S. Diamond, J.